IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.AO (ST)7545 of 2005

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

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Mr. for the Appellant.

Mr. for the Respondents.

CORAM : A.S.OKA, J.

DATED : 5TH APRIL 2005.

P.C. :

. The challenge in this Appeal from Order is to the Order passed in Contempt Notice of Motion No 730 of 2004. From the substantive prayer which is prayer a of the notice of motion, it is apparent that the Notice of Motion is filed invoking provisions of Order 39 Rule 2A of the Code of Civil procedure, 1908. Prayers (b) and (c) are in the nature of consequential reliefs. In view of the provisions of Order 43 Rule (1)(r) as amended by this Court w.e.f 1.10.1983 this Appeal from Order is not maintainable.

2. Hence dismissed as not maintainable. Notwithstanding the dismissal of this Appeal it will be open for the Appellant to file appropriate proceeding for challenging the impugned Judgment and Order.

(A.S.Oka, J.)

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